

**U.S. District Court
Northern District of Texas (Fort Worth)
CRIMINAL DOCKET FOR CASE #: 4:02-cr-00144-A-2**

Case title: USA v. Deaver, et al
Related Case: 4:16-cv-00571-A

Date Filed: 07/17/2002
Date Terminated: 11/22/2002

Assigned to: Judge John McBryde

Defendant (2)

David Clyde Morgan
TERMINATED: 11/27/2002

represented by **Lawrence Brown**
Brown PC
500 Main St
Suite 400
Fort Worth, TX 76102
817/870-0025
Fax: 817/870-0515
Email: lawrence.brown@browntax.com
TERMINATED: 11/27/2002
LEAD ATTORNEY
Designation: CJA Appointment
Bar Status: Admitted/In Good Standing

Pending Counts

21:846 – CONSPIRACY TO
POSSESS WITH INTENT TO
DISTRIBUTE
METHAMPHETAMINE
(1)

Disposition

Pled guilty–Committed to BOP 211 months. S/R 5
yrs. No fine. MSA \$100.00. Court recommends dft
be allowed to participate in the 500 hour
Comprehensive Drug Treatment Program. Dft
remanded to custody of USM. (5pg)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

None

Disposition

Plaintiff**USA**represented by **Alex C Lewis–DOJ**

US Attorney's Office
801 Cherry Street
Suite 1700
Fort Worth, TX 76102–6882
817–252–5200
Fax: 817–252–5455
Email: alex.lewis@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney
Bar Status: Admitted/In Good Standing

Angie L Henson–DOJ

US Attorney's Office
1100 Commerce St
Suite 300
Dallas, TX 75242–1027
214/659–8600
Fax: 214/659–8807
Email: angie.henson@usdoj.gov
TERMINATED: 11/18/2014
Designation: Assistant US Attorney
Bar Status: Admitted/In Good Standing

Reed C O'Connor

US District Court
1100 Commerce St
Room 1452
Dallas, TX 75242
214/753–2201
TERMINATED: 10/19/2005
Designation: Retained
Bar Status: Admitted/In Good Standing

Date Filed	#	Page	Docket Text
07/17/2002	<u>1</u>		INDICTMENT as to Ryan Deaver (1) count(s) 1, David Clyde Morgan (2) count(s) 1, James Russell Reasoner (3) count(s) 1 (3pgs) (geb) (Entered: 07/18/2002)
07/18/2002	<u>3</u>		Arrest WARRANT issued as to David Clyde Morgan (1) (geb) (Entered: 07/18/2002)
07/23/2002	5		MOTION by USA as to David Clyde Morgan for writ of habeas corpus Ad Prosequendum Aug 6, 2002 2:00pm (1pg) (mjw) (Entered: 07/24/2002)
07/24/2002	<u>7</u>		ORDER as to David Clyde Morgan granting [5–1] motion for writ of habeas corpus Ad Prosequendum Aug 6, 2002 2:00pm as to David Clyde Morgan (2) cc: 7.25.02 Page(s): 1 (Signed by Judge John McBryde) (mjw) (Entered: 07/24/2002)

			07/25/2002)
07/24/2002	8		WRIT of Habeas Corpus ad Prosequendum issued as to David Clyde Morgan for Aug 6, 2002 2:00pm (2pg) (mjw) (Entered: 07/25/2002)
08/06/2002	14		Arrest WARRANT Returned Executed as to David Clyde Morgan on 8/6/02 by USMS Carruthers. (1pg) (mjw) (Entered: 08/07/2002)
08/06/2002	<u>15</u>		ORDER as to David Clyde Morgan set Arraignment for 9:00 8/9/02 for David Clyde Morgan cc: 8.7.02 Page(s): 1 (Signed by Judge John McBryde) (mjw) (Entered: 08/07/2002)
08/06/2002	16		Minute entry as to David Clyde Morgan : ; Held before Magistrate Judge Charles Bleil Court Reporter: 08/06/02 Deft & AUSA O'Connor present for initial appearance...Deft arrested 8/6/02...Deft requests appointed counsel...Financial Affidavit executed...Private counsel Larry Brown appointed...Arraignment set 8/9/02 @9:00 a.m...Detention hearing set 8/9/02 @10:00 a.m...Order of Temporary Detention Pending Hearing entered...Dft remanded to custody. (1) (geb) (Entered: 08/07/2002)
08/06/2002			ARREST of David Clyde Morgan (geb) (Entered: 08/07/2002)
08/06/2002			Initial appearance as to David Clyde Morgan held (Defendant informed of rights.) (geb) (Entered: 08/07/2002)
08/06/2002	17		ORDER fixing dates as to David Clyde Morgan ; Arraignment set for 9:00 8/9/02 for David Clyde Morgan ; Detention Hearing set for 10:00 8/9/02 for David Clyde Morgan cc: all Page(s): 1 (Signed by Magistrate Judge Charles Bleil) (geb) (Entered: 08/07/2002)
08/06/2002	18		CJA 23 FINANCIAL AFFIDAVIT by David Clyde Morgan (1) (geb) (Entered: 08/07/2002)
08/06/2002	19		CJA 20 as to David Clyde Morgan : Appointment of Attorney Lawrence Brown ; Attorney notified and Appointment Packet mailed. cc: all Page(s): 1 (Signed by Magistrate Judge Charles Bleil) (geb) (Entered: 08/07/2002)
08/06/2002	20		ORDER OF Temporary Pending Hearing DETENTION as to David Clyde Morgan cc: all Page(s): 1 (Signed by Magistrate Judge Charles Bleil) (geb) (Entered: 08/07/2002)
08/06/2002	21		MOTION by USA as to David Clyde Morgan for Pretrial detention (2) (geb) (Entered: 08/07/2002)
08/09/2002	22		Minute entry as to David Clyde Morgan : ; Held before Magistrate Judge Charles Bleil Court Reporter: Tape #4888 Deft, AUSA O'Connor & Appt ATty Brown present for detention hearing...Deft remanded to custody. (1) (geb) (Entered: 08/09/2002)
08/09/2002			Detention hearing as to David Clyde Morgan held (geb) (Entered: 08/09/2002)
08/09/2002	23		ORDER as to David Clyde Morgan granting [21-1] motion for Pretrial detention as to David Clyde Morgan (2) cc: all Page(s): 1 (Signed by Magistrate Judge Charles Bleil) (geb) (Entered: 08/09/2002)
08/09/2002			Arraignment as to David Clyde Morgan held (mjw) (Entered: 08/12/2002)

08/09/2002			PLEA of Not Guilty by David Clyde Morgan (2) count(s) 1 ; Court accepts plea. (mjw) (Entered: 08/12/2002)
08/09/2002			Jury trial as to David Clyde Morgan set at 9:00 9/30/02 for David Clyde Morgan (mjw) (Entered: 08/12/2002)
08/09/2002	27		Minute entry as to David Clyde Morgan :ARRAIGNMENT; Held before Judge John McBryde Court Reporter: Eileen Brewer AUSA O'Connor and Lawrence Brown (A) present. Held on Count 1. NSG. Dft enters plea of not guilty. Trial set for 9.30.02 at 9:00am. Pretrial motions due 8.26.02. Discovery motions/govt responses due 8.29.02. Dft remanded to custody. (1pg) (mjw) (Entered: 08/12/2002)
08/09/2002	<u>28</u>		PRETRIAL SCHEDULING ORDER as to David Clyde Morgan setting Jury Trial for 9:00 9/30/02 for David Clyde Morgan ; Pretrial Materials 8/26/02 cc: 8.12.02 Page(s): 5 (Signed by Judge John McBryde) (mjw) (Entered: 08/12/2002)
08/20/2002	<u>29</u>		ORDER as to David Clyde Morgan Rearraignment set for 10:00 8/23/02 for David Clyde Morgan cc: all Page(s): 1 (Signed by Judge John McBryde) (geb) (Entered: 08/21/2002)
08/23/2002			Rearraignment HELD; PLEA OF GUILTY by David Clyde Morgan (2) count(s) 1 ;Dft(s) informed of rights; Court Accepts Plea; (mjw) (Entered: 08/23/2002)
08/23/2002			Sentencing set for 9:00 11/22/02 for David Clyde Morgan , David Clyde Morgan (2) count(s) 1 (mjw) (Entered: 08/23/2002)
08/23/2002	30		Minute entry as to David Clyde Morgan :REARRAIGNMENT; Held before Judge John McBryde Court Reporter: Eileen Brewer AUSA Saleem and Lawrence Brown (A) present. Dft sworn. Held on Count 1. Defense waived reading of indictment. NSG. Dft enters plea of guilty. Court defers acceptance of plea agreement. Plea agreement filed. Factual resume filed. Dft is adjudged guilty as to Count 1. Sentencing set for 11.22.02 at 9:00am. PSI due 9.30.02. Presentence referral form to Brown. Dft remanded to custody. (1pg) (mjw) (Entered: 08/23/2002)
08/23/2002	31		Plea Agreement as to David Clyde Morgan (5pg) (mjw) (Entered: 08/23/2002)
08/23/2002	32		Factual Resume as to David Clyde Morgan (3pg) (mjw) (Entered: 08/23/2002)
08/23/2002	<u>33</u>		SCHEDULING ORDER FOR SENTENCING (GUIDELINES SENTENCING) as to David Clyde Morgan PSI due by 4:30 9/30/02 for David Clyde Morgan ; Objections to PSI due by 4:30 10/15/02 for David Clyde Morgan ; PSI Addendum due by 4:30 10/28/02 for David Clyde Morgan ; Objections to PSI Addendum due by 4:30 11/4/02 for David Clyde Morgan ; Sentencing set for 9:00 11/22/02 for David Clyde Morgan ; cc: 8.23.02 Page(s): 3 (Signed by Judge John McBryde) (mjw) (Entered: 08/23/2002)
10/04/2002	49		DFT'S MOTION by David Clyde Morgan for Downward Departure (3pg) (mjw) (Entered: 10/07/2002)
10/21/2002	57		GOVT'S RESPONSE by USA as to David Clyde Morgan re [49-1] motion for Downward Departure (2pg) (mjw) (Entered: 10/22/2002)

11/19/2002	70		ORDER...the court has tentatively concluded that all objections made by dft are without merit and that dft should be denied acceptance of responsibility and that there should be a three-level increase in his total offense level as to David Clyde Morgan cc: 11.20.02 Page(s): 2 (Signed by Judge John McBryde) (mjw) (Entered: 11/20/2002)
11/22/2002			Sentencing held David Clyde Morgan (2) count(s) 1 (mjw) (Entered: 11/25/2002)
11/22/2002	72		Minute entry as to David Clyde Morgan :SENTENCING; terminating [49-1] motion for Downward Departure--overruled as to David Clyde Morgan (2); Held before Judge John McBryde Court Reporter: Eileen Brewer AUSA Saleem and Lawrence Brown (A) present. NSG. Committed to BOP 211 months. S/R 5 yrs. MSA \$100.00. Dft advised of right to appeal. Dft remanded to custody. Court recommends 500 hr comprehensive drug program. (1pg) (mjw) (Entered: 11/25/2002)
11/22/2002	73		NOTICE of Right to Appeal Conviction and Sentence Imposed After Plea of Guilty as to David Clyde Morgan (1pg) (mjw) (Entered: 11/25/2002)
11/27/2002	<u>74</u>	6	JUDGMENT David Clyde Morgan (2) count(s) 1. Pled guilty--Committed to BOP 211 months. S/R 5 yrs. No fine. MSA \$100.00. Court recommends dft be allowed to participate in the 500 hour Comprehensive Drug Treatment Program. Dft remanded to custody of USM. (5pg) (Signed by Judge John McBryde) (mjw) (tle). (Entered: 11/27/2002)
12/09/2002	78		CJA 20 as to David Clyde Morgan Authorization to Pay Lawrence Brown \$ 2,220.80 Voucher # 021209000013 cc: Page(s): 1 (Signed by Judge John McBryde) (mjw) (Entered: 12/09/2002)
05/17/2004	<u>133</u>		MOTION requesting transcripts by David Clyde Morgan (mfw,) (Entered: 05/17/2004)
05/21/2004	<u>134</u>		ORDER denying <u>133</u> Motion requesting transcripts as to David Clyde Morgan (2) (Signed by Judge John McBryde on 5/21/04) (mjw,) (Entered: 05/21/2004)
06/24/2016	<u>179</u>		MOTION to Vacate under 28 U.S.C. 2255 (see civil case for all future related filings) filed by David Clyde Morgan (wrb) Civil case 4:16-cv-00571-A opened. (Entered: 06/27/2016)
06/21/2017	<u>180</u>		ORDER TRANSFERRING PROBATION/SUPERVISED RELEASE JURISDICTION as to David Clyde Morgan pursuant to 18 USC 3605 with the records of this court TO the US District Court for Eastern District of North Carolina, Wilmington Division FROM Northern District of Texas, Fort Worth Division upon order accepting jurisdiction. (Ordered by Judge John McBryde on 6/21/2017) (edm) (Entered: 06/21/2017)